

**U.S. District Court  
Western District of Virginia (Charlottesville)  
CIVIL DOCKET FOR CASE #: 3:18-cv-00037-GEC-JCH**

Southern Environmental Law Center v. Mulvaney  
Assigned to: Senior Judge Glen E. Conrad  
Referred to: Magistrate Judge Joel C. Hoppe  
Cause: 05:552 Freedom of Information Act

Date Filed: 05/30/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Southern Environmental Law Center**

represented by **Kimberley Claire Hunter**  
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V.

**Defendant**

**Mick Mulvaney**  
*in his official capacity as Director of the  
Office of Management and Budget*

represented by **Sara Bugbee Winn**  
United States Attorneys Office  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 05/30/2018 | <u>1</u> | COMPLAINT against Mick Mulvaney (Filing & Administrative fee \$ 400; 0423-2906462.), filed by Southern Environmental Law Center. (Attachments: # <u>1</u> |

|            |           |  |
|------------|-----------|--|
|            |           | Civil Cover Sheet, # <u>2</u> Exhibit 1)(jcj)  |
| 05/30/2018 | <u>2</u>  | Negative Corporate Disclosure Statement by Southern Environmental Law Center (jcj)   |
| 05/30/2018 | <u>3</u>  | Electronic Summons Issued as to Mick Mulvaney <a href="#">NOTICE TO COUNSEL: Please print copies of the electronically issued summons for each defendant as necessary to effectuate service under Fed. R. Civ. P. 4.</a> (jcj)   |
| 05/30/2018 | <u>4</u>  | MOTION for <i>Kimberley Hunter</i> to Appear Pro Hac Vice. by Southern Environmental Law Center. (Attachments: # <u>1</u> Text of Proposed Order)(Butler, Morgan)  |
| 05/30/2018 | <u>5</u>  | MOTION for <i>Sam Evans</i> to Appear Pro Hac Vice. by Southern Environmental Law Center. (Attachments: # <u>1</u> Text of Proposed Order)(Butler, Morgan)   |
| 05/30/2018 | <u>6</u>  | ORDER granting <u>4</u> MOTION for <i>Kimberley C. Hunter</i> to Appear Pro Hac Vice Attorney Kimberley Claire Hunter for Southern Environmental Law Center added. Signed by Senior Judge Glen E. Conrad on 5/30/18. (jcj)   |
| 05/30/2018 | <u>7</u>  | ORDER granting <u>5</u> MOTION for <i>Samuel E. Evans</i> to Appear Pro Hac Vice Attorney Samuel E. Evans for Southern Environmental Law Center added. Signed by Senior Judge Glen E. Conrad on 5/30/18. (jcj)   |
| 07/03/2018 | <u>8</u>  | Joint MOTION for Extension of Time to File Answer by Mick Mulvaney. (Attachments: # <u>1</u> Text of Proposed Order)(Winn, Sara)   |
| 07/03/2018 | <u>9</u>  | ORDER granting Joint <u>8</u> Motion for Extension of Time to Answer re <u>1</u> Complaint Mick Mulvaney answer due 8/6/2018.. Signed by Senior Judge Glen E. Conrad on 7/3/18. (hnw)  |
| 08/06/2018 | <u>10</u> | ANSWER to Complaint <u>1</u> by Mick Mulvaney.(Winn, Sara)   |
| 08/06/2018 | <u>11</u> | Joint MOTION for Summary Judgment <i>Briefing Schedule</i> by Mick Mulvaney. (Attachments: # <u>1</u> Text of Proposed Order)(Winn, Sara)  |
| 08/17/2018 | <u>12</u> | ORDER granting <u>11</u> Motion to adjust summary judgment filing deadlines as noted herein. Signed by Senior Judge Glen E. Conrad on 08/17/2018. (ssm) (ssm).   |
| 09/05/2018 | <u>13</u> | MOTION for Summary Judgment by Southern Environmental Law Center. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Exhibits 1–7)(Hunter, Kimberley)  |
| 09/06/2018 | <u>14</u> | Magistrate Consent Notice to Parties. (hnw)  |
| 10/01/2018 | <u>15</u> | MOTION for Extension of Time to File Response/Reply to <i>Plaintiff's Motion for Summary Judgment</i> by Mick Mulvaney. (Attachments: # <u>1</u> Text of Proposed Order)(Winn, Sara)   |
| 10/02/2018 | <u>16</u> | ORDER granting <u>15</u> Unopposed Motion to Modify Briefing Schedule. Signed by Senior Judge Glen E. Conrad on 10/2/18. (hnw)   |
| 10/17/2018 | <u>17</u> | MOTION for Extension of Time to File by Mick Mulvaney. (Attachments: # <u>1</u> Text of Proposed Order)(Winn, Sara)  |
| 10/17/2018 | <u>18</u> | RESPONSE in Opposition re <u>17</u> MOTION for Extension of Time to File . filed by Southern Environmental Law Center. (Hunter, Kimberley)   |
| 10/24/2018 | <u>19</u> | Order Referring Case to Magistrate Judge Joel C. Hoppe Motion to Extend Time referred to Joel C. Hoppe. Signed by Senior Judge Glen E. Conrad on 10/24/2018. (ssm)   |
| 10/25/2018 | <u>20</u> | ORDER granting in part and denying in part <u>17</u> Motion for Extension of Time. The briefing schedule is MODIFIED as follows: Defendant's brief in opposition/cross motion due November 5, 2018; Plaintiff's reply/response to cross motion due November 19, 2018; and Defendant's reply to his cross motion due November 26, 2018. Signed by Magistrate Judge Joel C. Hoppe on 10/25/18. (hnw) |
| 11/05/2018 | <u>21</u> | Brief / Memorandum in Opposition re <u>13</u> MOTION for Summary Judgment . filed by Mick Mulvaney. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4)(Winn, Sara)  |

|            |           |  |
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| 11/19/2018 | <u>22</u> | REPLY to Response to Motion re <u>13</u> MOTION for Summary Judgment <i>and Response to Defendant's Cross Motion for Summary Judgment</i> . filed by Southern Environmental Law Center. (Hunter, Kimberley)  |
| 11/26/2018 | <u>23</u> | REPLY to Response to Motion re <u>13</u> MOTION for Summary Judgment . filed by Mick Mulvaney. (Winn, Sara)  |
| 09/25/2019 | <u>24</u> | MEMORANDUM OPINION. Signed by Senior Judge Glen E. Conrad on 9/25/19. (jcj)  |
| 09/25/2019 | <u>25</u> | ORDER denying without prejudice cross motions at MOTION for Summary Judgment <u>13</u> filed by Southern Environmental Law Center, Brief / Memorandum in Opposition <u>21</u> filed by Mick Mulvaney; GRANTING plaintiff's alternative request to engage in limited discovery; DIRECTING the parties to confer within 14 days regarding the identification of deponents, or as set forth in the order; and within 14 days thereof, DIRECTING the parties to file a joint report summarizing their respective positions, and including any deadlines for briefing, with the understanding that the parties shall conclude discovery within 45 days, of entry of this order and Cross SJ Motions refiled 21 days thereafter, unless both sides agree to a different schedule. Signed by Senior Judge Glen E. Conrad on 09/25/2019. (ssm) |
| 10/21/2019 | <u>26</u> | STATUS REPORT by Southern Environmental Law Center (Attachments: # <u>1</u> Text of Proposed Order Plaintiff's Proposed Order, # <u>2</u> Text of Proposed Order Defendant's Proposed Order)(Hunter, Kimberley)  |
| 11/07/2019 | <u>27</u> | SCHEDULING ORDER Cross Motions for Summary Judgment Deadline due by 2/3/2020. Briefs in opposition to Motions due by 2/17/2020. Reply to briefs due by 2/24/2020, and further relief as set forth in said scheduling order. Signed by Magistrate Judge Joel C. Hoppe on 11/7/19(hnw)   |
| 11/18/2019 | <u>28</u> | STATUS REPORT <i>and Motion to Extend Deadline</i> by Mick Mulvaney (Attachments: # <u>1</u> Text of Proposed Order)(Winn, Sara)   |
| 11/19/2019 | <u>29</u> | ORDER granting Status Report <u>28</u> /Joint Motion of the parties to modify the scheduling deadlines set out in the Court's Order dated 9/25/19 (ECF 24), and the Court's Order dated 11/7/19 (ECF 27). Signed by Magistrate Judge Joel C. Hoppe on 11/18/19. (hnw)  |